

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
PAIGE et al.

Serial No.: 09/429,331

Filed: October 28, 1999

For: METHOD OF PREDICTING THE ABILITY OF...

Application Division

ATTN: Box Missing Parts

Washington, D.C.
June 7, 2000

LATE SUBMISSION OF FILING FEE AND/OR DECLARATION

HON. COMMISSIONER OF PATENTS AND TRADEMARKS

Washington, D.C. 20231

Sir:

The present communication is in response to the "NOTICE TO FILE MISSING PARTS OF APPLICATION..." dated December 7, 1999.

[xx] Attached hereto is an executed oath or declaration in compliance with 37 C.F.R. 1.63, identifying the present application by title, serial number, filing date and priority information.

[xx] The declaration has been executed in parts as follows:

(1) signed by Paige, Hamilton, Barnett, Christensen and Buehrer (original)

(2) signed by Fowlkes on faxed copy of (1) above (copy of fax)

(3) signed by McDonnell, Chang and Norris (copy of fax)

The originals of (2) and (3) will be provided in due course.

[xx] Change of Address

[xx] Notification Under MPEP §605.04(b).

The following fee is calculated below:

	(Col.1)	(Col. 2)	Small Entity			OTHER THAN A SMALL ENTITY	
FOR:	NO. FILED	NO. EXTRA	RATE	FEE	OR	RATE	FEE
BASIC FEE				\$345.00	OR		\$ 760.00
TOTAL CLAIMS	134 - 20	114	X 9 =	\$	OR	X 18 =	\$ 2,052.00
INDEP. CLAIMS	23 - 3	20	X 39 =	\$	OR	X 78 =	\$ 1,560.00
[] Multiple claims presented			+ 130 =	\$	OR	+ 260 =	\$
If the difference in Col. 1 is less than 0, enter "0" in Col. 2			TOTAL			TOTAL	\$4,372.00

[] Surcharge for late filing of English translation \$ 130.00

[xx] Late filing of Declaration surcharge in the amount of: Small Entity [] \$65.00 Other than Small Entity [xx] \$130.00

[xx] It is hereby petitioned for an extension of time in accordance with 37 C.F.R. 1.136(a).

The appropriate fee required by 37 C.F.R. 1.17 is calculated as shown below:

Small Entity

Response Filed Within

[] First - \$ 55.00

[] Second - \$ 190.00

[] Third - \$ 435.00

[] Fourth - \$ 680.00

Month After Time Period Set

Other Than Small Entity

Response Filed Within

[] First - \$ 110.00

[] Second - \$ 380.00

[] Third - \$ 870.00

[xx] Fourth - \$1,360.00

Month After Time Period Set

[] Conditional Petition for Extension of Time:

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

[xx] Check Nos. 26023 & 26040 in the amount of \$5,862.00 are enclosed to cover the above fees.

[xx] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR 1.16 and all patent processing fees under 37 CFR 1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR 1.18.

BROWDY AND NEIMARK, P.L.L.C.
Attorneys for Applicant(s)

By:

Iver P. Cooper

Registration No. 28,005

IPC:edg

06/08/2000 CVORACHA 00000104 09429331

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1360.00 OP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
PAIGE et al.

Serial No.: 09/429,331

Filed: October 28, 1999

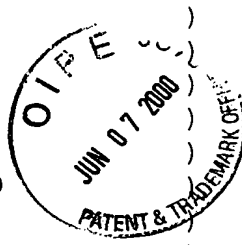
For: METHOD OF PREDICTING ...)

Art Unit:

Washington, D.C.

June 7, 2000

Docket No.: PAIGE=1D



NOTIFICATION UNDER MPEP § 605.04(b)

Honorable Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

Applicants hereby give notice, pursuant to MPEP § 605.04(b), page 600-45, col. 2, that during the pendency of this application typographical errors in the spelling of two of the inventors' names were discovered.

The errors, which appear in the typewritten version of the name on the \$1.63 declaration filed on even date herewith, were as follows:

"Tom Barnett" should be "Thomas R. Barnett"

"Dale J. Christiansen" should be "Dale J. Christensen".

These corrections are consistent with the signed versions of these names. Since the error is plainly of a typographical nature, no petition is necessary.

It is respectfully requested that OIPE revise its records in accordance with MPEP §605.04(b).

Respectfully submitted,

BROWDY AND NEIMARK, P.L.L.C.
Attorneys for Applicant

By


Iver P. Cooper

Registration No. 28,005

Telephone No.: (202) 628-5197

Facsimile No.: (202) 737-3528

f:\n\nova\paigeld\notification under MPEP605.04(b)



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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09/429,331 10/28/99 PAIGE L PAIGE=1D

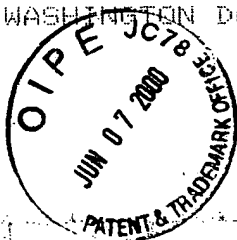
BROWDY AND NEIMARK PLLC
419 SEVENTH STREET NW
WASHINGTON DC 20004

NOT ASSIGNED

1643

DATE MAILED:

12/07/99



NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☒ non-small entity is \$ 4502.

☒ 1. The statutory basic filing fee is:

- ☒ missing.
☐ insufficient.

Applicant must submit \$ 760 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☒ 2. The following additional claims fees are due:

\$ 2052 for 114 total claims over 20.
\$ 1560 for 20 independent claims over 3.
\$ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☒ is missing or unsigned.
☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

Customer Service Center

CURRACHA 00000103 09429331

760.00 DP
2052.00 DP
1560.00 DP
130.00 DP